



State Water Resources Control Board

SURNAME



Linda S. Adams

Secretary for
Environmental Protection

Division of Water Rights

1001 I Street, 14th Floor ♦ Sacramento, California 95814 ♦ 916.341.5300

P.O. Box 2000 ♦ Sacramento, California 95812-2000

Fax: 916.341.5400 ♦ www.waterrights.ca.gov

Arnold Schwarzenegger

Governor

Mailed 10/10/2007

In Reply Refer
to:300:BR:S009365

James A. Marcelli
648 Yellowstone Terrace
Sunnyvale, CA 94087

Dear Mr. Marcelli:

OWNER ASSIGNMENT FOR STATEMENT OF WATER DIVERSION AND USE NO. S009365, FOR
DIVERSION FROM NORTH CANYON TRIBUTARY TO SOUTH FORK AMERICAN RIVER IN EL
DORADO COUNTY

On July 14, 2005 the State Water Resources Control Board, Division of Water Rights (Division) received
a Notice of Assignment for Statement of Water Diversion and Use (Statement) No. S009365 changing
the ownership of the riparian claim from Milton J. Mulligan to James A. Marcelli.

Division staff has updated the primary contact information for Statement No. S009365 to show the
following:

Statement ID:	S009365
Current Owner:	James A. Marcelli
Mailing Address:	648 Yellowstone Terrace Sunnyvale, CA 94087
Telephone:	(408) 736-0931

A Supplemental Statement will be mailed to you every three years. The submittal of a Supplemental
Statement is the record of your water use. It is used by the Division to verify existing data and also gives
the Division the ability to notify you of water right matters related to your riparian claim.

Should you have questions regarding this matter, please contact me at (916) 341-5376 or
brigby@waterboards.ca.gov.

Sincerely,

BILL RIGBY

Engineering Associate
Data Management Unit

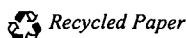
Cc: Milton J. Mulligan
2140 Chute Camp Road
Camino, CA 95709

U:\Herdry\DMU\STATEMENTS\Backlog\Owner-Address changes\S009365 asgn ltr bklg.doc

SURNAME

BR 10/10/07

California Environmental Protection Agency



5 JW
S009365

State of California
State Water Resources Control Board
DIVISION OF WATER RIGHTS
P.O. Box 2000, Sacramento, CA 95812-2000
Info: (916) 341-5300, FAX: (916) 341-5400, Web: <http://www.waterrights.ca.gov>

STATE WATER RESOURCES
CONTROL BOARD

2005 JUL 14 PM 2:35

DIVISION OF WATER RIGHTS
SACRAMENTO

NOTICE OF ASSIGNMENT FOR STATEMENT OF WATER DIVERSION AND USE

State Water Resources Control Board
Division of Water Rights
P.O. Box 2000
Sacramento, CA 95812-2000

Ladies and Gentlemen:

I have assigned all my right, title, and interest in my Statement of Water Diversion and Use,

Statement Number S009365

on file with the State Water Resources Control Board to:

James A. Marcelli

whose address is:

648 ~~408~~ Yellowstone Terrace
(Address)

Sunnyvale
(City)

CA 94087
(State) (Zip code)

Telephone No. () 408-736-0931

Milton J. Mulligan
(Name)

Milton J. Mulligan
(Signature)

Telephone No. (530) 622-6437

Dated: July 9, 2005

ST-ASGN (1-00)

08 12 05 T PLM
wpmf

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

If the information below is inaccurate, please line it out in red and provide current information.
Notify this office if ownership or address changes occur during the coming year.

00 MAR 30 PM 1:36

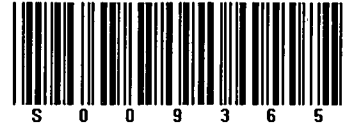
DIV. OF WATER RIGHTS
SACRAMENTO

PLEASE COMPLETE AND RETURN THIS FORM BY JULY 1, 2000

OWNER OF RECORD: MILTON J MULLIGAN, KAREN R MULLIGAN

MILTON J MULLIGAN
2140 CHUTE CAMP RD
CAMINO, CA 95709

STATEMENT NO: S009365



TELEPHONE NUMBER:
(916) 622-0270

YEAR OF FIRST USE:

PARCEL NO: 085-560-01-1-0
085-560-02-1-0

SOURCE: NORTH CANYON
TRIBUTARY TO: SOUTH FORK AMERICAN RIVER
COUNTY: EL DORADO
DIVERSION

WITHIN: NW¼ OF SE¼ SECTION 36, T11N, R11E, MB&M.

- A. Water is used under: Riparian claim X Pre 1914 right _____ Other (explain); _____
- B. Year of first use (Please provide if missing above) _____
- C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are:													Total Annual
Year:	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	
1997				X	X	X	X	X	X				
1998				X	X	X	X	X	X				
1999				X	X	X	X	X	X				

- D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.
Irrigation 8.0 acres; Stockwatering _____; Domestic _____
Other (specify) _____
- E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

- F. Please answer only those questions below which are applicable to your project.

1. Conservation of water

- a. Are you now employing water conservation efforts? YES X NO _____
Describe any water conservation efforts you have initiated: Testing soil for moisture content - drip system in certain areas - monitoring water usage
- b. If credit toward beneficial use of water under claimed pre 1914 appropriate water right for water not used due to a conservation effort is claimed under section 1011 of the Water Code, please show the amounts of water conserved:

Reductions in Diversions.

19 _____ (af/mg) 19 _____ (af/mg) 19 _____ (af/mg)

Reductions in consumptive use:

19 _____ (af/mg) 19 _____ (af/mg) 19 _____ (af/mg)

I have data to support the above surface water use reductions due to conservation efforts. YES _____ NO _____

2 Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES _____ NO X
- b. If credit toward use under a claimed pre 1914 appropriative water right through substitution of reclaimed water, desalinated water or polluted water in lieu of appropriated water is claimed under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of reclaimed water used:

19 _____ (af/mg) 19 _____ (af/mg) 19 _____ (af/mg)
I have data to support the above surface water use reductions due to wastewater reclamation. YES _____ NO _____

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES _____ NO X
- b. If credit toward use under a claimed pre 1914 appropriative right through substitution of groundwater in lieu of appropriated water is claimed under section 1011.5 of the Water Code, please show the amounts of groundwater used:

19 _____ (af/mg) 19 _____ (af/mg) 19 _____ (af/mg)
I have data to support the above surface water use reductions due to conjunctive use efforts. YES _____ NO _____

I understand that it may be necessary to document the water savings claimed in "F." above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: Mar 29, 20 00 at Camino, California

SIGNATURE: Milton J. Mulligan

PRINTED NAME: Milton J. Mulligan
(first name) (middle init.) (last name)

COMPANY NAME: _____

If there is insufficient space for your answers, please use the space provided below.

ITEM CONTINUATION

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or divert water which originates in a different watershed, water previously stored by others, return flows from use of groundwater, or other "foreign" water to the natural stream system.

An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914, new appropriators have been required to obtain a permit and license from the State. Appropriate rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre 1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California

file

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

If the information below is inaccurate, please line it out in red and provide current information.
Notify this office if ownership or address changes occur during the coming year.

PLEASE COMPLETE AND RETURN THIS FORM BY JULY 1, 1997

OWNER OF RECORD: KAREN R MULLIGAN, MILTON J MULLIGAN

Milton J.
~~KAREN R~~ MULLIGAN
2140 CHUTE CAMP ROAD
CAMINO, CA 95709

STATEMENT NO: S009365



TELEPHONE NUMBER:
(916) 622-0270

YEAR OF FIRST USE:

PARCEL NO: 085-560-01-1-0
085-560-02-1-0

SOURCE: NORTH CANYON
TRIBUTARY TO: SOUTH FORK AMERICAN RIVER
COUNTY: EL DORADO
DIVERSION
WITHIN: NW¼ OF SE¼ SECTION 36, T11N, R11E, MB&M.

- A. Water is used under: ☒ Riparian claim ☐ Pre 1914 right ☐ Other (explain): _____
- B. Year of first use (Please provide if missing above) _____
- C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: ☐ Gallons ☐ Acre-feet ☒ (other) 3"

Year	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual
1994				X	X	X	X	X	X	X			
1995				X	X	X	X	X	X	X			
1996				X	X	X	X	X	X	X			

- D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.
Irrigation 8.0 acres; Stockwatering _____; Domestic _____
Other (specify) _____
- E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed: (New pump, enlarged diversion dam, location of diversion, etc.)

- F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: May 19, 19 97 at Camino, California

SIGNATURE: Milton James Mulligan

PRINTED NAME: Milton James Mulligan
(FIRST NAME) (MIDDLE INIT) (LAST NAME)

COMPANY NAME: _____

See back of page for General Information. If there is insufficient space for your answers, please number them in the space provided on the back of this form.

WRMS
UPDATED
3/5/98
KCB

5-9365

*** PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS ***

STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS

P.O. BOX 2000 SACRAMENTO, CA 95812-2000

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

STATEMENT NO: S009365

OWNER OF RECORD Milton J. & Karen R. Mulligan

Milton J. & Karen R. Mulligan
2140 CHUTE CAMP ROAD
CAMINO, CA 95709

STATE WATER RESOURCES CONTROL BOARD
DIV. OF WATER RIGHTS
SACRAMENTO
1995 APR 24 PM 1:47

SOURCE: NORTH CANYON
TRIBUTARY TO: SOUTH FORK AMERICAN RIVER
COUNTY: EL DORADO
DIVERSION
WITHIN: NW¼ OF SE¼ SECTION 36, T11N, R11E, MDB&M.

TELEPHONE NUMBER:
(916) 622-6437
YEAR OF FIRST USE: Unknown
PARCEL NO: 085-560-02-1-0

(If any of the above information is inaccurate or missing, please correct. Notify this office if ownership or address changes occur during the coming year.)

COMPLETE AND RETURN THIS FORM BY JULY 1, 1995

- A. Water is used under: Riparian claim X; Pre 1914 right ; Other (explain)
- B. Year of first use (Please provide if missing above)
- C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: ☐ Gallons ☐ Acre-feet ☒ (other) 3"

	JAN.	FEB.	MAR.	APR.	MAY	JUNE	JULY	AUG.	SEPT.	OCT.	NOV.	DEC.	TOTAL ANNUAL
1992				X	X	X	X	X	X	X			
1993				X	X	X	X	X	X	X			
1994				X	X	X	X	X	X	X			

- D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.
- Irrigation 8.0 Acres acres; Stockwatering ; Domestic
- Other (specify)

*** CONTINUE ON BACK PAGE ***

*** PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS ***

- E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

- F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: April 10, 19 95, at Camino, California
SIGNATURE: Milton James Mulligan
PRINTED NAME: Milton James Mulligan
(FIRST NAME) (M. NAME) (LAST NAME)
COMPANY NAME: _____

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, or return flows from use of groundwater.

An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914 new appropriators have been required to obtain a permit and license from the State.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversion, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include:

"Statements of Water Diversion and Use"
"Information Pertaining to Water Rights in California"
"Water Rights for Stockponds Constructed Prior to 1969"
"Appropriation of Water in California"

STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS
P.O. Box 2000
Sacramento, CA 95812-2000

STATEMENT OF WATER DIVERSION AND USE
INFORMATION SHEET

STATEMENT NO. S009365

DIVERSION SITE: NW1/4 of SE1/4 Section 36, T11N, R11E, MDB&M
Milton James Mulligan

OWNER'S NAME _____

PARCEL NO. 085-560-01-1-0 & 085-560-02-1-0

PLACE OF USE:
OWNER'S NAME Milton James Mulligan

1. PARCEL NO. 085-560-01-1-0

2. PARCEL NO. 085-560-02-1-0

3. PARCEL NO. _____

PERSON OR FIRM TO RECEIVE ALL CORRESPONDENCE AND SUPPLEMENTAL
STATEMENTS:

OWNER/LESSEE/AGENT/OTHER Milton James Mulligan

NAME Milton James Mulligan

MAILING ADDRESS 2140 Chute Camp Road

Camino CA 95709

TELEPHONE NO. (916) 622 - 6437

OTHERS USING ABOVE DIVERSION LOCATION:

1. NAME _____

MAILING ADDRESS _____

TELEPHONE NO. (_____) _____ - _____

2. NAME _____

MAILING ADDRESS _____

TELEPHONE NO. (_____) _____ - _____

☐ ADDITIONAL INFORMATION CONTINUED ON BACK OF PAGE OR ATTACHED

PLEASE USE THE OTHER SIDE TO PROVIDE THE ABOVE INFORMATION FOR
ADDITIONAL OWNERS OR PLACES OF USE AND CHECK THE ADDITIONAL
INFORMATION BOX.

STATE OF CALIFORNIA
STATE WATER RESOURCES CONTROL BOARD
Division of Water Rights

P.O. BOX 2000 SACRAMENTO, CA 95810
901 P ST. SACRAMENTO, CA
(916) 322-4503

(916) 324-5676
SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

DIV. C
S. J. MONTGOMERY
152 FEB -5 PM 3:00
DIVERter OF RECORD:

STATEMENT NO: 009365

MILTON J & KAREN R MULLIGAN
2140 CHUTE CAMP ROAD
CAMINO, CA 95709

TELEPHONE NUMBER:
(916) 622-~~0270~~ 6437

IF NAME/ADDRESS/PHONE NO. IS WRONG OR MISSING, PLEASE CORRECT.

SOURCE: NORTH CANYON

TRIBUTARY TO: SOUTH FORK AMERICAN RIVER

COUNTY: EL DORADO

DIVERSION

WITHIN: NW1/4 OF SE1/4 SECTION 36, T11N, R11E, MDB&M.

INSTRUCTIONS: Please complete Items A, B and C. Item D should be completed if you replaced all or part of your regular water supply with reclaimed or polluted water. RETURN THIS FORM BY JULY 1, 1992. (Additional information on reverse side of this form.)

- A. Amount of Use - Fill in the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.
- Amounts below are: ☐ Gallons ☒ Acre-feet ☒ 3" (other)

	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual
1989				X	X	X	X	X	X	X			
1990				X	X	X	X	X	X	X			
1991				X	X	X	X	X	X	X			

- B. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 4.60 Acres Sec. 25 11 11 + 3.40 Acres Sec. 36 11 11

Stockwatering

Domestic

Other (specify)

- C. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

- D. If part of the water listed in Part A consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: February 4, 1992, at Camino, Calif. 95709, California

Signature:

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

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- "Statements of Water Diversion and Use"
- "Information Pertaining to Water Rights in California"
- "Water Rights for Stockponds Constructed Prior to 1969"
- "Appropriation of Water in California"

(916) 324-5678

SEPTEMBER 20 1990

In Reply Refer
to:332:WR:S9365

Milton J. and Karen R. Mulligan
2140 Chute Camp Road
Camino, CA 95709

Dear Mr. and Mrs. Mulligan:

STATEMENTS 9365, NORTH CANYON IN EL DORADO COUNTY

Pursuant to your letter of September 10, 1990 we have changed our records to show the above numbered Statement in your names.

The next supplemental reporting form will be sent to you at the end of 1991 for update.

Sincerely,

ORIGINAL SIGNED BY:

Wynne Rowlands
Associate Land and Water Use Analyst
Application Unit #2

Enclosure

cc: John R. and Ann M. Thorson
Route 1, Box 405
Camino, CA 95709
WROWLANDS:knox:L9365:9/19/90

SURNAME
DWR 540 REV. 1/86

Rowlands 9/19

STATE WATER RESOURCES
CONTROL BOARD
1990 SEP 13 PM 2:22
DIV. OF WATER RIGHTS
SACRAMENTO

STATE WATER RESOURCES CONTROL BOARD

DIVISION OF WATER RIGHTS

STATEMENT OF WATER DIVERSION AND USE

(This is not a Water Right)

This statement should be typewritten or legibly written in ink.

- A. Name of person diverting water Thorsen, John R and Ann M.
 Address Route #1 Box #405 Camino, Calif. 95709 Telephone: 622-0270
- B. Name of body of water at point of diversion NORTH CANYON CREEK
 Tributary to SOUTH FORK OF AMERICAN RIVER
- C. Place of diversion NW 1/4 SE 1/4 Section 36, Township 11N, Range 11E, M.D. B&M, ELDECAHO County, or locate it on sketch of section grid on reverse side with regard to section lines or prominent local landmarks.

D. Name of works LARSEN RESERVOIR

- E. Capacity of diversion works _____ cubic feet per second
 Capacity of storage reservoir 4 AF Approximate gallons per minute
 State quantity of water used each month in gallons or acre-feet 3 MINERS INCHES gallons
 acre-feet

Year	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual
	X	X	X	X	X	X	X	X	X	X	X	X	

If monthly and annual use are not known, check months in which water was used. State extent of use in units, such as acres of each crop irrigated, average number of persons served, number of stock watered, etc.

4 ACRES OF Apples - 3 ACRES OF PASTURE

Maximum annual water use in recent years _____ gallons

Minimum annual water use in recent years _____ acre-feet

Type of diversion facility: gravity X, pump _____

Method of measurement: weir _____, flume _____, electric power meter _____, water meter _____, estimate X

F. Purpose of use (what water is being used for) IRRIGATION

G. General description or location of place of use (use sketch of section grid on reverse side if you desire)

SECTION OF 25-11-11 and 36-11-11

H. Year of first use as nearly as known _____

I. Name of person filing statement _____

Position _____ Organization _____

Address _____ Telephone: _____

I declare under penalty of perjury that the above is true and correct to the best of my knowledge and belief.

DATED: AUGUST 4, 1977, at CAMINO, California.

Signature: John R. Thorsen

See Instructions on Reverse Side - SEE OVER -